

## Message

**From:** Nelson, Leverett [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=2229A07C2CB442B182332D9DCC325F13-LNELSON]  
**Sent:** 3/26/2020 9:58:15 PM  
**To:** todd.anderson@epa.ohio.gov  
**Subject:** RE: COVID-19 Implications for EPA's Enforcement and Compliance Assurance Program

Sure. Tomorrow mid-day is good. Stay well.

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**From:** todd.anderson@epa.ohio.gov <todd.anderson@epa.ohio.gov>  
**Sent:** Thursday, March 26, 2020 4:56 PM  
**To:** Nelson, Leverett <nelson.leverett@epa.gov>  
**Subject:** Re: COVID-19 Implications for EPA's Enforcement and Compliance Assurance Program

Thanks Rett. These are difficult circumstances. I hope you and your family are well. If you have some time, I'd like to chat with you about enforcement discretion and bounce some ideas off you. Thanks again.

Sent from my iPhone

On Mar 26, 2020, at 5:53 PM, Nelson, Leverett <nelson.leverett@epa.gov> wrote:

Dear State Agency Legal Colleagues:

This is EPA's temporary policy regarding use of enforcement discretion. You may well get questions from your agency clients. This is the official version. If you do have questions for EPA, I can try to answer them for you.

In Region 5, we have gone to full-time telework at least through April 3. It seems to be working out reasonably well.

Hope you all are coping in these uncertain times. I wish you all well.

-Rett

T. Leverett Nelson  
 Regional Counsel  
 U.S. EPA, Region 5  
 Chicago, IL  
 Tel.: 312-886-6666

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**From:** Harris, Michael <harris.michael@epa.gov>  
**Sent:** Thursday, March 26, 2020 4:43 PM  
**To:** Julie.Armitage@illinois.gov; Sanjay.Sofat@illinois.gov; Rominger, Kyle <Kyle.Rominger@Illinois.gov>; Todd.Rettig@illinois.gov; Baugues, Keith <kbaugues@idem.IN.gov>; CLARK METTLER, MARTHA <MCLARK@idem.IN.gov>; Dorsey, Peggy <pdorsey@idem.IN.gov>; Dolehantym@michigan.gov; Teresa Seidel <SEIDELT@michigan.gov>; Schinderle, Jack (DEQ) <SCHINDERLEJ@michigan.gov>; Oswald, Eric (EGLE) <OswaldE1@michigan.gov>; craig.mcdonnell@state.mn.us; katrina.kessler@state.mn.us; Kirk.Koudelka@state.mn.us; Robert.Hodanbosi@epa.ohio.gov; Gail Good <gail.good@wisconsin.gov>;

Tiffani.Kavalec@epa.ohio.gov; Melisa.Witherspoon@epa.ohio.gov; Foss, Darsi J - DNR  
 <Darsi.Foss@wisconsin.gov>; Sisbach, Steven L - DNR <Steven.Sisbach@wisconsin.gov>  
**Cc:** Anderson, Andrew <anderson.andrew@epa.gov>; Breneman, Sara <breneman.sara@epa.gov>;  
 Bahr, Ryan <bahr.ryan@epa.gov>; Kuefler, Patrick <kuefler.patrick@epa.gov>; Nelson, Leverett  
 <nelson.leverett@epa.gov>; Lupton, Jane <lupton.jane@epa.gov>; Liebau, Joseph  
 <Liebau.Joseph@epa.gov>; Lynn, Jennifer <Lynn.Jennifer@epa.gov>; Martinez, Isidra  
 <Martinez.Isidra@epa.gov>; Walts, Alan <walts.alan@epa.gov>

**Subject:** FW: COVID-19 Implications for EPA's Enforcement and Compliance Assurance Program

Region 5 Colleagues:

Below is an email and link from Susan Bodine, Assistant Administrator for the Office of Enforcement and Compliance Assurance, regarding a temporary policy on COVID-19 Implications for EPA's Enforcement and Compliance Assurance Program.

I am in the process of setting up a conference call with each state to discuss further and address any questions you may have. Thank you.

Michael D. Harris  
 Director, Enforcement and Compliance Assurance Division  
 U. S. Environmental Protection Agency, Region 5  
 77 West Jackson Blvd.  
 Chicago, IL 60604  
 (312) 886-0760

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**From:** Bodine, Susan <bodine.susan@epa.gov>  
**Sent:** Thursday, March 26, 2020 3:19 PM  
**To:** OECA All <OECA\_All@epa.gov>; Regional Counsels and Deputies  
 <Regional\_Counsels\_and\_Deputies@epa.gov>; ECAD Directors and Deputies-Designees  
 <ECAD\_Directors\_and\_Deputies-Designees@epa.gov>; Enforcement Coordinators  
 <Enforcement\_Coordinators@epa.gov>; Leadership\_Assistant\_Administrators  
 <Leadership\_Assistant\_Administrators@epa.gov>; Leadership\_Deputy\_Assistant\_Administrators  
 <Leadership\_Deputy\_Assistant\_Administrators@epa.gov>; Leadership\_Regional\_Administrators  
 <Leadership\_Regional\_Administrators@epa.gov>; Leadership\_Deputy\_Regional\_Administrators  
 <Leadership\_Deputy\_Regional\_Administrators@epa.gov>; Regional Enforcement Staff  
 <Regional\_Enforcement\_Staff@epa.gov>; Regional Enforcement Manager Contacts  
 <Regional\_Enforcement\_Manager\_Contacts@epa.gov>; Gunasekara, Mandy  
 <gunasekara.Mandy@epa.gov>  
**Subject:** COVID-19 Implications for EPA's Enforcement and Compliance Assurance Program

Colleagues:

As you know, ongoing efforts to limit the spread of COVID-19 have created unprecedented challenges for the regulated community. We remain mindful of the health and safety of the public, as well as our staff, and those of other Federal Agencies, State and Local Governments, Tribes, Regulated Entities, Contractors, and Non-governmental Organizations. We are taking these important considerations into account as we all continue our work to protect human health and the environment. Accordingly, we have developed a [temporary policy](#) regarding EPA enforcement of environmental legal obligations during the COVID-19 pandemic.

EPA will assess the continued need for and scope of this temporary policy on a regular basis and will update it if EPA determines modifications are necessary.

Susan

Susan Parker Bodine  
Assistant Administrator  
Office of Enforcement and Compliance Assurance  
202-564-2440

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